

**APPENDIX**

Signed by Governor

(February 15, 1979)

**H.C.R. 56****TWENTY-SECOND DAY**

(Monday, February 19, 1979)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale, Williams.

Absent-excused: Truan.

A quorum was announced present.

Chaplain Gerald Mann, University Baptist Church, Austin, offered the invocation as follows:

Our Father, as we face the difficult decisions of this week, may we not grow wishbones where our backbones ought to be. Amen.

On motion of Senator Moore and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 15, 1979, was dispensed with and the Journal was approved.

**LEAVE OF ABSENCE**

Senator Truan was granted leave of absence for today on account of illness on motion of Senator Schwartz.

**HONORARY PAGE APPOINTED**

The President announced that Jason Schwartz, grandson of Senator and Mrs. Schwartz, would today serve as Honorary Page.

**CO-AUTHORS OF SENATE BILL 418**

On motion of Senator Moore and by unanimous consent, Senators Creighton and Howard will be shown as Co-authors of **S.B. 418**.

**CO-AUTHOR OF SENATE BILL 585**

On motion of Senator Short and by unanimous consent, Senator Mengden will be shown as Co-author of **S.B. 585**.

**CO-AUTHOR OF SENATE JOINT RESOLUTION 38**

On motion of Senator Short and by unanimous consent, Senator Mengden will be shown as Co-author of **S.J.R. 38**.

**REPORT OF STANDING COMMITTEE**

Senator Creighton submitted the following report for the Committee on Economic Development:

**S.B. 368**

**S.B. 261** (Amended)

**C.S.S.B. 219** (Read first time)

**C.S.S.B. 108** (Read first time)

**C.S.S.B. 417** (Read first time)

**C.S.S.B. 248** (Read first time)

**SENATE BILLS AND RESOLUTIONS ON FIRST READING**

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

**S.B. 603** by Brooks, Jones of Harris, Williams, Human Resources  
Kothmann, Schwartz, Traeger, Vale, Santiesteban  
Relating to the prevention of drug dependence and to the treatment and rehabilitation of drug-dependent persons and persons incapacitated by controlled substances; providing the powers, duties, and responsibilities of the executive director of the Texas Department of Community Affairs in establishing a drug dependence treatment program; providing certain rights for patients and prospective patients; defining an offense; and providing a penalty.

**S.B. 604** by Brooks, Schwartz Natural Resources  
Relating to the advisory council for the Harris-Galveston Coastal Subsidence District.

**S.B. 605** by Mengden Jurisprudence  
Relating to the defense of entrapment.

**S.B. 606** by Santiesteban Finance  
Relating to the prepayment of initial year franchise tax; amending Article 12.06, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended.

**S.B. 607** by Vale Jurisprudence  
Relating to establishing a criminal offense for the sale, transfer, and display of certain glues or aerosol paints to certain minors.

**S.B. 608** by Harris State Affairs  
Relating to the budget execution powers of the governor.

**S.B. 609** by Santicsteban Education  
Relating to instruction in American Sign Language in public schools and institutions of higher education.

**S.B. 610** by Farabee Economic Development  
Relating to regulation of certain specialized communications common carriers and telecommunications utilities.

**S.B. 611** by Farabee Jurisprudence  
Relating to the authority of commissioners courts to enact ordinances; providing a penalty.

**S.B. 612** by Patman Intergovernmental Relations  
Relating to the comptroller's or treasurer's signature on pay warrants.

**S.B. 613** by Longoria Intergovernmental Relations  
Relating to creation of the County Court at Law No. 3 of Hidalgo County.

**S.B. 614** by Meier Intergovernmental Relations  
Relating to the compensation of county auditors.

**S.B. 615** by Meier Intergovernmental Relations  
Relating to mileage expenses of county auditors.

**S.J.R. 39** by Harris State Affairs  
Proposing a constitutional amendment relating to the budget execution powers of the governor and the power to veto or reduce items of appropriation.

**S.J.R. 40** by Mengden State Affairs  
Proposing a constitutional amendment to provide that the lieutenant governor's compensation is set by law.

#### HOUSE BILL ON FIRST READING

The following bill received from the House was read the first time and referred to the Committee indicated:

**H.B. 353**, To Committee on Intergovernmental Relations.

#### BILLS SIGNED

The President announced the signing in the presence of the Senate, after the caption had been read, the following enrolled bills:

**S.B. 353**

**S.B. 106**

**S.B. 83** (Signed subject to Sec. 49a,  
Article III, Constitution of the  
State of Texas)

#### MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on State Affairs, Subcommittee on Nominations:

Austin, Texas  
February 19, 1979

TO THE SENATE OF THE SIXTY-SIXTH LEGISLATURE, REGULAR SESSION:

TO BE JUDGE OF THE 125TH JUDICIAL DISTRICT OF TEXAS, HARRIS COUNTY, UNTIL THE NEXT GENERAL ELECTION AND UNTIL HIS SUCCESSOR SHALL BE DULY ELECTED AND QUALIFIED:

MR. W. B. EDWARDS of Houston, Harris County, is replacing Judge Lewis Dickson of Houston, Harris County, who resigned effective at the end of the day, February 28, 1979.

TO BE A MEMBER OF THE STATE BOARD OF INSURANCE:

For a six-year term to expire January 31, 1985:

MR. WILLIAM P. DAVES, JR. of Dallas, Dallas County, is replacing Mr. Ned Price of Austin, Travis County, whose term expired.

TO BE A MEMBER OF THE BOARD OF REGENTS OF TEXAS TECH UNIVERSITY:

For a six-year term to expire January 31, 1985:

MR. B. JOE PEVEHOUSE of Midland, Midland County, is replacing Mr. Andrew J. Kemp, Jr. of Fort Worth, Tarrant County, whose term expired.

NATHAN C. GALLOWAY, JR., M.D. of Odessa, Ector County, is replacing Mr. Judson F. Williams of El Paso, El Paso County, whose term expired.

TO BE JUDGE OF THE 330TH FAMILY DISTRICT COURT, DALLAS COUNTY, UNTIL THE NEXT GENERAL ELECTION AND UNTIL HER SUCCESSOR SHALL BE DULY ELECTED AND QUALIFIED:

THE HONORABLE THEO BEDARD of Dallas, Dallas County, is replacing the Honorable Steven G. Condos of Dallas, Dallas County, who served as a recess appointee on the resignation of Judge Oswin Chrisman, but whose term expired when he was not confirmed by the Senate.

TO BE JUDGE OF THE 78TH JUDICIAL DISTRICT OF TEXAS, WICHITA COUNTY, UNTIL THE NEXT GENERAL ELECTION AND UNTIL HIS SUCCESSOR SHALL BE DULY ELECTED AND QUALIFIED:

MR. JOHN KEITH NELSON of Wichita Falls, Wichita County, is replacing Judge Stanley C. Kirk of Wichita Falls, Wichita County, who resigned.

Respectfully submitted,

/s/W. P. Clements, Jr.  
Governor of Texas

#### MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was filed with the Secretary of the Senate:

Austin, Texas  
February 19, 1979

## TO THE SENATE OF THE SIXTY-SIXTH LEGISLATURE, REGULAR SESSION:

So that the Legislature may consider immediately many of the items discussed in my "State of the State" address, and pursuant to the provisions of Section 5, Article III of the Constitution of Texas, I herewith submit as an emergency matter the following:

- 1). Budget Execution. First a constitutional amendment to be submitted to the people, House Joint Resolution No. 86 by Simpson, Craddick, Washington and others and Senate Joint Resolution No. 39 by Harris. Second, enabling legislation for budget execution that is contingent upon the passage of the constitutional amendment, House Bill No. 1125 by Simpson, Craddick, Washington and others and Senate Bill No. 608 by Harris.
- 2). Removal of Appointees for Stated Reasons. House Joint Resolution No. 35 by Simpson.
- 3). Prohibition against Income Tax. House Joint Resolution No. 7 by Close.
- 4). Implementation of Tax Relief Amendment limiting spending to the Economic Growth of the State. House Bill No. 651 by Henderson.
- 5). Initiative and Referendum. Several proposed constitutional amendments have been introduced and I am hopeful the Legislature will allow one to be submitted to the people of Texas for their vote. Several proposals I submit for your consideration are House Joint Resolution No. 2 by Smith, House Joint Resolution No. 44 by Caraway, House Joint Resolution No. 57 by Kubiak, Senate Joint Resolution No. 5 by Mengden, and Senate Joint Resolution No. 17 by Price.
- 6). Repeal of the 10¢ Property Tax. Several proposed constitutional amendments propose repeal of the tax in essentially the same manner and I hope one will be submitted to the people. The proposals I submit are Senate Joint Resolution No. 3 by Andujar, Senate Joint Resolution No. 15 by Kothmann, and House Joint Resolution No. 1 by Schlueter.
- 7). Bill requiring local election for tax increase. House Bill No. 3 by Clark of Smith.
- 8). Limitation of terms of Governor, Lt. Governor, and Attorney General. House Joint Resolution No. 84 by Schlueter.
- 9). Bill to establish agricultural use values. Again, several bills have been introduced on this matter and it is important that the legislature agree on one. Senate Bill No. 6 by Creighton, Senate Bill No. 58 by Price, House Bill No. 240 by Sullivant, House Bill No. 759 by Von Dohlen, Schlueter, and McBee and House Bill No. 817 by Browder should be considered in developing a workable law.

- 10). Bill implementing exemptions for elderly and disabled and freezing their taxes. Several measures have been introduced all embodying the same principles and I can support any of them. I urge the legislature to keep faith with the voters and adopt one of the measures I now submit for your consideration. House Bill No. 609 by Clark of Harris, Senate Bill No. 103 by Doggett, Senate Bill No. 129 by Parker and Senate Bill No. 262 by Vale.
- 11). Proposed constitutional amendment to require 2/3's vote to increase taxes. House Joint Resolution No. 38 by Close.
- 12). Back-To-Basics in Public Education. House Bill No. 519 by Jackson, provides for proficiency testing for grades 1 through 12, and is a good beginning for establishing basic learning skills.
- 13). Single County Appraisal System. Legislation creating a single county-wide appraisal and providing the mechanics to establish this most important step in equal and uniform taxation are being drafted by Peveto in the House and Jones of Taylor in the Senate.

House Bill No. 1060 by Davis, et al has just been introduced that is an omnibus bill dealing with most of the provisions that were included in HJR 1 adopted by the people of Texas. I support this legislation in that it includes the treatment of intangibles, the exemption of personal household goods and family automobiles, and the limitation on tax increases for the elderly. I commend this bill for your consideration.

There are other measures introduced or may soon be introduced dealing with these matters and I don't desire to limit your consideration of them. Please consider this emergency message, in addition to those bills and constitutional amendments I have mentioned, the subject matter of proposals that I have underlined. I am more concerned with enactment of some measure dealing with these subjects and feel the Legislature is fully capable of working out the details.

Respectfully submitted,

/s/W. P. Clements, Jr.  
Governor of Texas

#### SENATE RULE 103 SUSPENDED

On motion of Senator McKnight and by unanimous consent, Senate Rule 103 was suspended in order that the Subcommittee on Nominations might hear testimony tomorrow morning from the following nominees: The Honorable Theo Bedard and Mr. John Keith Nelson.

#### SENATE BILL 213 ON SECOND READING

Senator Short moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 213** be taken up for consideration at this time:

**S.B. 213**, Authorizing the Board of Regents of Texas Tech University to convey certain property.

The motion prevailed by the following vote: Ycas 29, Nays 0.

Absent: Meier.

Absent-excused: Truan.

The bill was read second time.

Senator Short offered the following committee amendment to the bill:

on line 10, after the word Block, delete the letter "D" and substitute the numeral "2".

The committee amendment was read and was adopted.

Senator Short offered the following amendment to the bill:

Amend S.B. No. 213 on line 20 by adding the following sentence at the end of Section 1:

Proceeds from this conveyance may be used only for the purpose of acquiring, constructing, and initially equipping buildings or other permanent improvements at the university.

The amendment was read and was adopted.

On motion of Senator Short and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### **SENATE BILL 213 ON THIRD READING**

Senator Short moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 213** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 0.

Absent: Meier.

Absent-excused: Truan.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

#### **MOTION TO PLACE SENATE BILL 249 ON SECOND READING**

Senator Brooks moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 249** be taken up for consideration at this time:

**S.B. 249**, Authorizing honorably retired peace officers to carry handguns; relating to the termination of such authorization under certain conditions; amending Section 46.03, Penal Code, as amended.

The motion was lost by the following vote (Not receiving four-fifths vote of the Members of the Senate): Yeas 22, Nays 8.

Yeas: Andujar, Blake, Braecklein, Brooks, Jones of Harris, Jones of Taylor, Kothmann, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale, Williams.

Nays: Clower, Creighton, Doggett, Farabee, Harris, Howard, Mauzy, Patman.

Absent-excused: Truan.

**MOTION TO PLACE COMMITTEE SUBSTITUTE  
SENATE BILL 301 ON SECOND READING**

Senator Schwartz moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **C.S.S.B. 301** be taken up for consideration at this time:

**C.S.S.B. 301**, Amending Section 66.213 of the Parks and Wildlife Code to require buoyancy equipment on nets to reduce boating hazards, providing a penalty; and declaring an emergency.

The motion was lost by the following vote (Not receiving four-fifths vote of the Members of the Senate): Yeas 21, Nays 9.

Yeas: Andujar, Blake, Braecklein, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Mauzy, McKnight, Meier, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale.

Nays: Brooks, Clower, Kothmann, Longoria, Mengden, Moore, Ogg, Parker, Williams.

Absent-excused: Truan.

**COMMITTEE SUBSTITUTE SENATE BILL 348  
ON SECOND READING**

Senator Andujar moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **C.S.S.B. 348** be taken up for consideration at this time:

**C.S.S.B. 348**, Amending Section 13a, Chapter 88, Acts of the 41st Legislature, 2nd C.S., p. 172, 1929 (codified as Article 6675a-13a of the Revised Civil Statutes of the State of Texas), providing for license fees on motor vehicles used on the public highways of this State, and declaring an emergency.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Williams.



Nays: Clower, Vale.

Absent-excused: Truan.

The bill was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 348  
ON THIRD READING**

Senator Andujar moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 348** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Williams.

Nays: Clower, Vale.

Absent-excused: Truan.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Williams.

Nays: Clower, Vale.

Absent-excused: Truan.

**SENATE BILL 551 ON SECOND READING**

Senator Doggett moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 551** be taken up for consideration at this time:

**S.B. 551**, Relating to regulation of architects and landscape architects; providing penalties.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read second time.

Senator Doggett offered the following committee amendment to the bill:

Amend S.B. No. 551 as follows:

(1) Strike the following language on lines 21 through 24, page 1:

A person holding office as a member of the Texas Board of Architectural Examiners on September 1, 1979, continues to hold the office for the term for which the member was originally appointed.

(2) Strike Sections 7 and 8 of the bill and substitute the following:

SECTION 7. The Texas State Board of Landscape Architects is consolidated with the Texas Board of Architectural Examiners. The functions of and the records and other property in the custody of the landscape architects board are transferred to the architectural examiners board. Except as provided by Section 8(b) of this Act, the offices of the members of the landscape architects board are abolished.

SECTION 8. (a) A person holding office as a member of the Texas Board of Architectural Examiners on September 1, 1979, continues to hold the office for the term for which the member was originally appointed.

(b) The offices of the two landscape architect members of the Texas State Board of Landscape Architects whose terms expire August 31, 1981, or August 31, 1983, are transferred to the Texas Board of Architectural Examiners. The persons holding these offices continue to hold office as the landscape architect members of the architectural examiners board. The landscape architect member whose term on the landscape architects board would expire August 31, 1981, serves on the architectural examiners board for a term expiring June 21, 1981. The landscape architect member whose term on the landscape architects board would expire August 31, 1983, serves on the architectural examiners board for a term expiring June 21, 1983.

(c) The governor shall appoint to the Texas Board of Architectural Examiners a public member for a term expiring June 21, 1985. The governor shall appoint to the architectural examiners board a public member to fill the office of an incumbent architect member whose term expires June 21, 1981, and a public member to fill the office of an incumbent architect member whose term expires June 21, 1983.

The committee amendment was read and was adopted.

On motion of Senator Doggett and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### **SENATE BILL 551 ON THIRD READING**

Senator Doggett moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 551** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read third time and was passed.

#### **COMMITTEE SUBSTITUTE SENATE BILL 418 ON SECOND READING**

Senator Moore moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **C.S.S.B. 418** be taken up for consideration at this time:

**C.S.S.B. 418**, Relating to regulation of certain water supply or sewer service corporations.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read second time and was passed to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 418  
ON THIRD READING**

Senator Moore moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 418** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

**COMMITTEE SUBSTITUTE SENATE BILL 419  
ON SECOND READING**

Senator Jones of Harris moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **C.S.S.B. 419** be taken up for consideration at this time:

**C.S.S.B. 419**, Relating to the sale of beer and the size of beer containers.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale, Williams.

Nays: Patman.

Absent-excused: Truan.

The bill was read second time and was passed to engrossment.

**RECORD OF VOTE**

Senator Patman asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

**COMMITTEE SUBSTITUTE SENATE BILL 419  
ON THIRD READING**

Senator Jones of Harris moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **C.S.S.B. 419** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale, Williams.

Nays: Patman.

Absent-excused: Truan.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1.

Yeas: Andujar, Blake, Braecklein, Brooks, Clower, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale, Williams.

Nays: Patman.

Absent-excused: Truan.

**SENATE BILL 469 ON SECOND READING**

Senator Farabee moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 469** be taken up for consideration at this time:

**S.B. 469**, Relating to trades of public free school fund land.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read second time and was passed to engrossment.

**SENATE BILL 469 ON THIRD READING**

Senator Farabee moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 469** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

#### **SENATE BILL 472 ON SECOND READING**

Senator Harris moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 472** be taken up for consideration at this time:

**S.B. 472**, Relating to exemptions of certain alcoholic beverage permittees from the requirement of posting surety for the payment of taxes.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read second time and was passed to engrossment.

#### **SENATE BILL 472 ON THIRD READING**

Senator Harris moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 472** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

#### **SENATE BILL 489 ON SECOND READING**

Senator Parker moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 489** be taken up for consideration at this time:

**S.B. 489**, Relating to conduct of persons engaged in the sale of beer at retail declared to be lewd, immoral or offensive to public decency; amending Section 104.01 of the Alcoholic Beverage Code; and declaring an emergency.

(Senator Andujar in Chair)

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale.

Nays: Clower, Williams.

Absent-excused: Truan.

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The bill was read second time and was passed to engrossment.

**SENATE BILL 489 ON THIRD READING**

Senator Parker moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 489** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale.

Nays: Clower, Williams.

Absent-excused: Truan.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 2.

Yeas: Andujar, Blake, Braecklein, Brooks, Creighton, Doggett, Farabee, Harris, Howard, Jones of Harris, Jones of Taylor, Kothmann, Longoria, Mauzy, McKnight, Meier, Mengden, Moore, Ogg, Parker, Patman, Price, Santiesteban, Schwartz, Short, Snelson, Traeger, Vale.

Nays: Clower, Williams.

Absent-excused: Truan.

**SENATE BILL 416 ON SECOND READING**

Senator Doggett moved that Senate Rules 12 and 89 and Section 5 of Article III of the State Constitution be suspended and that **S.B. 416** be taken up for consideration at this time:

**S.B. 416**, Relating to the authority of the General Land Office to reimburse certain employees for the expense of appointment as a notary public.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.

The bill was read second time and was passed to engrossment.

**SENATE BILL 416 ON THIRD READING**

Senator Doggett moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that **S.B. 416** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Truan.